

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SHAWNDELL CUMMINGS,
Plaintiff,
v.
ORTIZ, *et al.*,
Defendants.

Case No. 2:25-cv-0708-JDP (P)

ORDER

Plaintiff filed a complaint together with an unsigned application to proceed *in forma pauperis*. ECF Nos. 1 & 2. Rule 11 of the Federal Rules of Civil Procedure requires that “[e]very pleading, written motion, and other paper . . . be signed by at least one attorney of record in the attorney’s name—or by a party personally if the party is unrepresented.” Fed. R. Civ. P. 11(a). Because the application to proceed *in forma pauperis* is not signed, ECF No. 2, it will be disregarded. Within thirty days, plaintiff shall submit either a signed and completed application to proceed *in forma pauperis* or pay the \$405 filing fee.

Plaintiff is cautioned that the *in forma pauperis* application form includes a section that must be completed by a prison official, and the form must be accompanied by a certified copy of plaintiff’s prison trust account statement for the six-month period immediately preceding the filing of this action.

1 Accordingly, it is hereby ORDERED that:

2 1. Plaintiff's unsigned application to proceed *in forma pauperis*, ECF No. 2, is
3 DISREGARDED.

4 2. The Clerk of Court is directed to send plaintiff the form application for leave to
5 proceed *in forma pauperis* used in this court.

6 3. Within thirty days of the date of this order, plaintiff shall submit either a signed and
7 completed application to proceed *in forma pauperis* or pay the \$405 filing fee.

8 4. Failure to comply with this order may result in a recommendation that this action be
9 dismissed.

10 IT IS SO ORDERED.

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12 Dated: March 12, 2025

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15 JEREMY D. PETERSON
16 UNITED STATES MAGISTRATE JUDGE

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